**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL WRIT PETITION NO. 1069 OF 2005**

Kishor Mansukhani ...Petitioner

Versus

Mrs. Manish Ravindra Gopalani
and another ...Respondents

.....

Mr. A.V. Anturkar i/b Mrs. Vinita Bakre-Shastry, Advocate for Petitioner

Ms. S.V. Gajare, A.P.P. for State.

.....

**CORAM: SMT. V.K. TAHILRAMANI, J.**

**DATED: 28TH JUNE, 2005**

**P. C.:-**

1. Heard the learned advocate for the petitioner and the learned A.P.P. for the State.

2. The petitioner has prayed for quashing of process issued against him in R.C.C. No. 168 of 2004 which is pending in the Court of learned J.M.F.C. Court No.3, Pune at Pune. In the said case, process has been issued against the petitioner under Section of 499 and 500 of I.P.C.

3. For the reasons recorded in my order dated 13th June, 2005 passed in Criminal Writ Petition No.213 of 2005 and order dated 21st June, 2005 passed in

Criminal Application No.550 of 2005, the petitioner has an efficacious remedy of preferring revision against the order of Magistrate issuing process. Hence, in my view, it would be appropriate that the petitioner prefers revision before the concerned Sessions Court against the order of the Magistrate issuing process.

4. Liberty is granted to the petitioner to prefer revision before the concerned Sessions Court. At the request of the learned advocate for the petitioner, the petitioner is granted exemption from personal appearance before the trial Court till the disposal of revision.

5. On the necessary revision being preferred by the petitioner before the concerned Sessions Court, the concerned Sessions Court shall dispose of the same on merits after hearing necessary parties.

6. Criminal writ petition is disposed of.

*****